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FOR THE JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

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JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

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BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

DANIEL KAY CLERK
U. S. District & Bankruptcy Courts,
Southern District of West Virginia

IN RE SERZONE PRODUCTS LIABILITY LITIGATION

SDWV 2:03-0043-*John Peter Calvert, Jr. v. Bristol-Myers Squibb Co.*, D. Maine, C.A. No. 2:02-240

SDWV 2:03-0044-*James A. Darcy, etc. v. Bristol-Myers Squibb Co., Inc.*, D. Oregon, C.A. No. 3:02-1534

SDWV 2:03-0045-*Tambra Nelson, et al. v. Bristol-Myers Squibb Co., Inc.*, D. Utah, C.A. No. 2:02-1232

CONDITIONAL TRANSFER ORDER (CTO-4)

On August 12, 2002, the Panel transferred six civil actions to the United States District Court for the Southern District of West Virginia for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. Since that time, 12 additional actions have been transferred to the Southern District of West Virginia. With the consent of that court, all such actions have been assigned to the Honorable Joseph R. Goodwin.

It appears that the actions on this conditional transfer order involve questions of fact which are common to the actions previously transferred to the Southern District of West Virginia and assigned to Judge Goodwin.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Southern District of West Virginia for the reasons stated in the order of August 12, 2002, 217 F.Supp.2d 1372 (J.P.M.L. 2002), and, with the consent of that court, assigned to the Honorable Joseph R. Goodwin.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Southern District of West Virginia. The transmittal of this order to said Clerk shall be stayed fifteen (15) days from the entry thereof and if any party files a notice of opposition with the Clerk of the Panel within this fifteen (15) day period, the stay will be continued until further order of the Panel.

Inasmuch as no objection is
pending at this time, the
stay is lifted.

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FOR THE PANEL:

Michael J. Beck

Michael J. Beck
Clerk of the Panel

INVOLVED COUNSEL LIST (CTO-4)

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IN RE SERZONE PRODUCTS LIABILITY LITIGATION

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